



Section #
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED

In re Patent Application of: **Jiashu CHEN**
APPLICATION No.: **09/190,207**
FILED: **November 13, 1998**
TITLE: **METHOD AND APPARATUS FOR REGULARIZING
MEASURED HRTF FOR SMOOTH 3D DIGITAL
AUDIO**

Attorney Docket Number: **73-853**

Attention: Box Missing Parts
ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

In response to the Notice to File Missing Parts of Application Filing Date Granted dated December 3, 1998, t Applicant submits herewith the following papers in response relating to the above-captioned application for patent:

Declaration and Power of Attorney - 4 pages.
An Assignment (2 pages) with a Cover Sheet (in duplicate)
Substitute Specification (including claims and abstract) - 15 pages
Marked up copy of Specification (including claims and abstract) - 17 pages

No new claims are added herein. Thus, no additional claim fee is due.

Petition for Extension of Time under 37 C.F.R. 1.136(a) Applicant hereby petitions the Commissioner for an **two month** extension of time to file a respond under 37 C.F.R. 1.136(a) in the above identified application. The petition fee in the amount of **\$380.00** is enclosed.

The commissioner is hereby authorized to charge any additional fees required under 37 C.F.R. 1.16 or any patent application processing fees under 37 C.F.R. 1.17 associated with this communication, or credit any overpayment to **Deposit Account No. 12-2325 under order No. CHEN-4**.

Respectfully submitted,

William H. Bollman
Reg. No.: 36,457
Attorney for Applicant(s)

Date: April 5, 1999

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**UNITED STATES DEPARTMENT OF COMMERCE**

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
09/190,207	11/13/98	CHEN	CHEN-4
FARRAH & MANELLI 2000 M STREET, N.W. SUITE 700 WASHINGTON DC 20036-3307		0222/20 APR 05 1999 PATENTS & TRADEMARK OFFICE 90	NOT ASSIGNED 2734 DATE MAILED: 12/03/98

NOTICE TO FILE MISSING PARTS OF APPLICATION***Filing Date Granted***

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

small entity (statement filed) non-small entity is \$ 130.

1. The statutory basic filing fee is:

missing.
 insufficient.

Applicant must submit \$ 130 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ 130

including any multiple dependent claim fees, are required.

\$ 130 for 13 independent claims over 3.

\$ 130 for 13 dependent claims over 20.

\$ 130 for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.
 does not cover the newly submitted items.
 does not identify the application to which it applies.
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.